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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Batch No.

Maertens et al

Serial No. 08/836,075

Filed: April 21, 1997

For: NEW SEQUENCES OF HEPATITIS C VIRUS GENOTYPES
AND THEIR USE AS PROPHYLACTIC, THERAPEUTIC AND
DIAGNOSTIC AGENTS

Allowed: June 9, 1999

Fee Paid: August 12, 1999

Issue Date: January 30, 2001

Atty. Ref.: 2752-31

Group: 1643

Examiner: Zeman

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OFFICE OF PETITIONS

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January 26, 2001

Assistant Commissioner for Patents
Washington, DC 20231

Attention: Mrs. Kreasy
Petitions Branch

HAND CARRY
OFFICE OF PETITIONS

RENEWED PETITION UNDER 37 CFR 1.313(c)(2)

Sir:

A Petition pursuant to 37 CFR 1.313 and authorization to charge Deposit Account No. 01-2508/11363.0004.NPUS00 for the requisite Rule 17(h) fee were filed by Patricia A. Kammerer, Reg. No. 29,775, on December 28, 2000, in the above. A copy of that Petition and the post card receipt as evidence the Petition was received by the USPTO are attached.

A Request pursuant to Rule 114, Rule 17(i) fee and Information Disclosure Statement, with a PTO 1449 Form, cited documents and Rule 17(h) fee are attached to supplement the previously-filed Petition. The delay in filing the attached in support of the previously-filed Petition is the result of the undersigned's miscommunication and the Office is requested to grant the present Renewed Petition (and/or the former Petition) so that the attached art may be considered prior to issuance of the above-identified application.

An associate Power of Attorney for the undersigned is attached.


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Withdrawal of the present application from issue is necessary so that the attached Information Disclosure Statement can be considered in the concurrently filed continuing application (see, attached Request for Continuing Prosecution (RCE) Under Rule 114). The references cited in the attached Information Disclosure Statement were cited in the attached European Search Report and Supplementary European Search Report dated August 2, 2000 and October 29, 1996, respectively. The required fee under Rule 1.17(i) is attached. The fact that references listed on the attached PTO 1449 Form had not been previously made of record only recently became known to the undersigned upon review of overseas applications by the assignee's agent, after receipt of the attached European Search Report.

It is believed that the foregoing constitutes a showing of good and sufficient reasons as to why withdrawal of this application from issue is necessary. Accordingly, it is requested that this Petition be granted. The Office is requested to contact the undersigned, however, if anything further is required in this regard.

Respectfully submitted,

NIXON & VANDERHYE P.C.

By: 
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